

**Jangula, Esther A.**

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**From:** Gunnerson, Bill T.  
**Sent:** Wednesday, December 06, 2017 12:35 PM  
**To:** khall@bnicoal.com; jrudnick@bnicoal.com; jvolk@bnicoal.com  
**Cc:** Moos, Dean K.; Brinkman, Zanna A.; Jangula, Esther A.  
**Subject:** Two minor remaining items for the PSC completeness review of the BNCR-9702 Revision No. 40 application.

Karene:

I'm following-up to this morning's telephone conversation during which we discussed two minor remaining items for our completeness review of the BNCR-9702 Revision No. 40 application listed as follows:

**Appendix 1.5-1 - Notice of Publication**

Please review the Keith Arthur listing as a remainderman of the Patricia Pella Life Estate in the SE¼ of Section 20 and all of Section 21 and revise it as necessary to be consistent with Plate 1.9-1 (Ownership Map). (WTG)

**Section 4.1 - Operations Plan**

The fifth paragraph of Page 4.1-2 states "*In 2019 the mining sequence creates a final pit in Section 29-142-84. ... In 2019 the mining sequence also shows the continuation of mining in Section 21-142-84 with intent to progress the mining sequence into Section 20-142-84.*"; however, in both instances Plate 4.1-1 (Pit Layout and Facilities Map) labels the mining sequences as 2020. Please revise the 2019 references in the fifth paragraph of Page 4.1-2, or revise the mining sequence labels on Plate 4.1-1 (and all other applicable plates), as necessary so the narrative's mining sequence year references are consistent with the plate's mining sequence year labels. (WTG)

We also discussed BNI's wish to begin publishing the newspaper notice of application for a permit revision as soon as the Revision No. 40 application is deemed complete. Please respond to the preceding items with one corrected DVD of the Revision No. 40 application and cover correspondence for our review by Friday December 8<sup>th</sup> if BNI wishes to begin publishing the newspaper notice of application in the Center Republican and Bismarck Tribune on Thursday December 14<sup>th</sup>.

Thanks,

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8 RC-17-280 Filed 12/06/2017 Pages: 2  
Email to company regarding completeness deficiencies  
Public Service Commission  
Bill Gunnerson

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